

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE**

|                                   |   |                       |
|-----------------------------------|---|-----------------------|
| <b>UNITED STATES OF AMERICA,</b>  | ) |                       |
|                                   | ) |                       |
| <b>Plaintiff,</b>                 | ) |                       |
| <b>v.</b>                         | ) | <b>No. 3:09-CR-64</b> |
|                                   | ) | <b>(Phillips)</b>     |
| <b>ESTHER ELIZABETH McCALEBB-</b> | ) |                       |
| <b>PIPPENS,</b>                   | ) |                       |
|                                   | ) |                       |
| <b>Defendant.</b>                 | ) |                       |

**MEMORANDUM AND ORDER**

On May 24, 2010, the Honorable H. Bruce Guyton, United States Magistrate Judge, filed a Report and Recommendation (“R&R”) [Doc. 245] in which he recommended to deny Defendant’s Motion to Suppress [Doc. 231]. The parties appeared before Judge Guyton for an evidentiary hearing on April 23, 2010. On May 24, 2010, Judge Guyton filed the R&R [Doc. 245]. Neither party filed objections.

Having reviewed the R&R [Doc. 245], the Court finds itself in agreement with Judge Guyton’s analysis of the legal issues. Consequently, the R&R [Doc. 245] will be **ACCEPTED IN WHOLE**. Accordingly, for the reasons articulated by Judge Guyton in the R&R [Doc. 245], Defendant’s Motion to Suppress [Doc. 231] is **DENIED**.

**IT IS SO ORDERED.**

**ENTER:**

s/ Thomas W. Phillips  
United States District Judge